

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

PERMIT FOR DIVERSION AND USE OF WATER

PERMIT 19102

Application 27356 of Harold R. Farr and Lillian E. Farr, dba
Tahoe Park Water Company over
P. O. Box 51, Tahoe City, California 95730

filed on June 9, 1982, has been approved by the State Water Resources Control Board SUBJECT TO VESTED RIGHTS and to the limitations and conditions of this Permit.

Permittee is hereby authorized to divert and use water as follows:

1. Source:

Tributary to:

Lake Tahoe

Truckee River

2. Location of point of diversion:	40-acre subdivision of public land survey or projection thereof	Section	Town- ship	Range	Base and Meridian
North 1,350 feet and East 3,250 feet from SW corner of Section 7	NW $\frac{1}{4}$ of SE $\frac{1}{4}$	7	15N	17E	MD

County of Placer

3. Purpose of use:	4. Place of use:	Section	Town- ship	Range	Base and Meridian	Acres
Domestic	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	7	15N	17E	MD	
	SW $\frac{1}{4}$ of SE $\frac{1}{4}$	7	15N	17E	MD	

The place of use is shown on map filed with the State Water Resources Control Board.

P19102

3-4-86 Asgd to Tahoe Park Water Company; Inc.

5-18-01 ASGD to Tahoe Park Water Company

5. The water appropriated shall be limited to the quantity which can be beneficially used and shall not exceed 0.044 cubic foot per second to be diverted from January 1 to December 31 of each year. The maximum amount diverted under this permit shall not exceed 32 acre-feet per year. (0000005)
6. The amount authorized for appropriation may be reduced in the license if investigation warrants. (0000006)
7. Construction work shall be completed by December 1, 1987. —————→ (0000008)
8. Complete application of the water to the authorized use shall be made by December 1, 1988. (0000009)
9. Progress reports shall be submitted promptly by permittee when requested by the State Water Resources Control Board until license is issued. (0000010)
10. Permittee shall allow representatives of the State Water Resources Control Board and other parties as may be authorized from time to time by said Board, reasonable access to project works to determine compliance with the terms of this permit. (0000011)
11. Pursuant to California Water Code Sections 100 and 275, and the public trust doctrine, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses, prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.
- The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this permit with a view to minimizing waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Permittee may be required to implement such programs as (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) to installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this permit and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.
- The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the permittee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action takes into account the public interest and is necessary to protect public trust uses. All such actions shall conform to the standard of reasonableness contained in Article X, Section 2 of the California Constitution. (0000012)
12. The quantity of water diverted under this permit and under any license issued pursuant thereto is subject to modification by the State Water Resources Control Board if, after notice to the permittee and an opportunity for hearing, the Board finds that such modification is necessary to meet water quality objectives in water quality control plans which have been or hereafter may be established or modified pursuant to Division 7 of the Water Code. No action will be taken pursuant to this paragraph unless the Board finds that (1) adequate waste discharge requirements have been prescribed and are in effect with respect to all waste discharges which have any substantial effect upon water quality in the area involved, and (2) the water quality objectives cannot be achieved solely through the control of waste discharges. (0000013)

13. Permittees are hereby put on notice of the claim by the Pyramid Lake Paiute Tribe of Indians to a water right sufficient to maintain Pyramid Lake and lower reaches of the Truckee river as a fishery. Permittees are also put on notice that the aforesaid water right may be determined, under applicable law, to be wholly or partly prior to theirs. Permittees are further put on notice that if, under applicable law, the allocation of water, whether to the Lake Tahoe and Truckee River Basins, or to California users within the Lake Tahoe and Truckee River Basins, is inadequate to satisfy all water rights prior to theirs (including the aforesaid right of the Pyramid Lake Paiute Tribe of Indians, to the extent that it is so determined to be prior) the water available to Permittees may be less than full amount stated in this permit. (0400999)

14. The equivalent of the continuous flow allowance for any 7-day period may be diverted in a shorter time, provided there be no interference with other vested rights and instream beneficial uses; and provided further that all terms or conditions protecting instream beneficial uses be observed. (0000027)

15. Permittee shall implement the following water conservation measures:

1. Publicize, assist publicizing, the availability of water-saving retrofit devices, and distribute free devices to persons requesting them.
2. Support local water conservation information programs with funds, staff or material (bill stuffers) for a minimum of 2 years (3 mailings per year is considered a minimum). (0000029)

16. The Board reserves jurisdiction to amend, revise or supplement this permit to (a) prevent or mitigate any adverse impacts which may be disclosed upon adoption of a final environmental impact report being prepared by the Board staff to assess the impacts of water supply allocation in the Lake Tahoe Basin and (b) comply with any policy action adopted by the Board relative to water supply allocation in the Lake Tahoe Basin and measures necessary to comply with the California-Nevada Interstate Compact allocation of water between the two states. Any action to amend, revise or supplement this permit shall be taken only after notice to interested parties and opportunity for hearing. (0000600)

17. Permittee shall not provide any water service connection serving any new development within the Tahoe Park Water Company system service area which is prohibited by or would result in a violation of the terms of Table IV-5 on page 165 of the Final Lake Tahoe Basin Water Quality Control Plan adopted by the State Water Resources Control Board. The Board reserves jurisdiction to amend this term to conform with amendments to the Lake Tahoe Basin Water Quality Control Plan adopted or approved by the State Water Resources Control Board. Amendment of this term shall be made only after notice to interested parties and opportunity for hearing. (0000600)

18. Permittee shall provide continuous water metering of all sources of water supply to and from the Tahoe Park Water Company system, including all points of diversion from surface or groundwater supplies and all interconnections with other systems. Records of such metering shall be maintained and made available on request to any representative of the Board. (0090999)

19. In order to prevent degradation of the quality of water during and after construction of the project, permittee shall comply with any waste discharge requirements imposed by the California Regional Water Quality Control Board, Lahontan Region, or by the State Water Resources Control Board. (0000100)

This permit is issued and permittee takes it subject to the following provisions of the Water Code:

Section 1390. A permit shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code), but no longer.

Section 1391. Every permit shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.

Section 1392. Every permittee, if he accepts a permit, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any permit granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any permittee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Dated:

FEBRUARY 3 1984

STATE WATER RESOURCES CONTROL BOARD

Raymond Wash

Chief, Division of Water Rights